

Serial No. 10/688,694

Response to Restriction Requirement dated July 25, 2005

It is respectfully pointed out that claims 13 and 26 are product-by-process claims which recite the film made by the method of claims 1 and 14, respectively. Claim 27 is dependent on claim 26 and recites a multilayered structure which includes the film of claim 26. It is not understood how restriction can properly be made between a process claim and a product-by-process claim which requires the process step elements. Clearly, any search for the product claims of necessity would require a search for the corresponding process, and vice versa. The same holds true with respect to a claim which is dependent from the product-by-process claim, such as claim 27.

In the Restriction Requirement it was speculated that the product can be made by a different process such as "hot pressing a film into a molten state and rolling to orient the film". It is submitted that there is no evidence from the Patent and Trademark Office that such a process would produce the same product as is produced by the process of claims 1-12 and 14-25.

Moreover, it is respectfully submitted that all of the claims are so interrelated that they are best examinable in a single application. To retain them in a single application would not be an undue burden to the Patent and Trademark Office. It is submitted that a complete search for the process of the invention would require a search for the product, and vice versa.

It is also respectfully submitted that searching and examining all of the claims in a single application would be more expeditious and would not present an undue burden on the Office.

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Therefore, Applicant respectfully requests reconsideration and withdrawal of the Restriction Requirement.

Applicant looks forward to receipt of a first action on the merits on all of the claims presented.

Respectfully submitted,
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Facsimile Certification

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office (FAX No. 703-872-9306) on August 1, 2005.

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